

GOVERNMENT OF TELANGANA
ABSTRACT

Public Servants – Transport Department – Allegation of corruption against Sri D.Srinivas, Asst. Motor Vehicles Inspector & Sri G.Samba Murthy, Motor Vehicles Inspector (Retd.), O/o Regional Transport Authority Check Post, Wankidi, Adilabad District - Punishment of "stoppage of two annual grade increments with cumulative effect" imposed– Appeal filed – Allowed – Orders – Issued.

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TRANSPORT, ROADS & BUILDINGS (Ser. & Vig.2) DEPARTMENT

G.O.RT.No. 74.

Dated :07.02.2015.
Read the following :

1. Proc.R.No. 1721/V3/2002-1&2, dt. 11.01.2012 of Transport Commissioner, Andhra Pradesh, Hyderabad.
2. Appeal filed by Sri G.Samba Murthy, Motor Vehicles Inspector, Dt. 28.04.2012.
3. Appeal filed by Sri D.Srinivas, the then AMVI presently working as Motor Vehicles Inspector, Dt. 04,09.2012
4. Transport Commissioner, Andhra Pradesh, Hyderabad Lr. No.1721/V3/2002, dt. 31.01.2013.

O R D E R:

In the proceedings 1st read above, on the allegation of Corruption against Sri D.Srinivas, Asst. Motor Vehicles Inspector & Sri G.Samba Murthy, Motor Vehicles Inspector, the Transport Commissioner, has imposed punishment of "stoppage of two annual grade increments with cumulative effect."

2. Against the said punishment Sri D.Srinivas, Asst. Motor Vehicles Inspector & Sri G.Samba Murthy, Motor Vehicles Inspector made an appeal to the Government stating that the observations made by the disciplinary authority on the findings of Inquiring Authority are only on presumptions, assumptions and surmises but not on evidence; that the so called private person was not made available during the enquiry as Prosecution Witness and without examining the concerned witness and making him available for cross examination during the inquiry, any statement purported to have been recorded from such witness during fact finding enquiry preliminary enquiry cannot be considered as evidence during formal departmental enquiries; that as held by the Apex Court in the case of A.R. Mukarji Vs Dy.Chief Mechanical Engineer (AIR) 1961 Cal.40) the main principle is that "the evidence given by witness at the fact finding stage was relied upon in the enquiry proper without producing those witnesses at the enquiry so that the petitioner had no opportunity to cross examine them".

3. Government after careful examination of the matter has observed that in the Enquiry Officer's Report wherein the charges framed against the Delinquent Officers' Sri D.Srinivas, Asst. Motor Vehicles Inspector & Sri G.Samba Murthy, Motor Vehicles Inspector were not proved and the appeal petition deserves for consideration as the main witness has changed his version at the time of enquiry which is contrary to the statement given by him at the time of surprise check and decided to set aside the punishment of stoppage of two annual grade increments with cumulative effect and to drop further action against Sri D.Srinivas, Asst. Motor Vehicles Inspector & Sri G.Samba Murthy, Motor Vehicles Inspector.

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4. Accordingly, Government hereby allowed the appeals' of Sri D.Srinivas, Asst. Motor Vehicles Inspector presently Motor Vehicles Inspector & Sri G.Samba Murthy, Motor Vehicles Inspector (Retd.) and set aside the punishment issued against them vide proceedings 1st read above and drop further action against them.

5. The Transport Commissioner, Telangana, Hyderabad shall take further action in the matter accordingly.

[BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA]

SUNIL SHARMA
SECRETARY TO GOVERNMENT

To
Sri D.Srinivas, Assistant Motor Vehicles Inspector presently Motor Vehicles Inspector & Sri G.Samba Murthy, Motor Vehicles Inspector (Retd.) through the Transport Commissioner, Telangana, Hyderabad.
The Transport Commissioner, Telangana, Hyderabad.
The P.S. to Minister (Transport)
SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER.